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7
8 UNITED STATES BANKRUPTCY COURT
9 CENTRAL DISTRICT OF CALIFORNIA – SANTA ANA DIVISION

10 In re
11 THE LITIGATION PRACTICE GROUP P.C.,
12
13 Debtor.

Case No: 8-23-bk-10571-SC

Chapter 11

STIPULATION TO MODIFY BRIEFING
SCHEDULE AND TO CONTINUE
HEARING ON MOTION FOR
ALLOWANCE OF ADMINISTRATIVE
EXPENSE CLAIM FILED BY ADP, INC.
[DK. NO. 665]

16 Current Hearing and Response Dates

17 Hearing Date: May 23, 2024
Trustee's Response Due: May 2, 2024
18 Reply by Claimant Due: May 9, 2024
Time: 11:00 a.m.
19 Ctrm: Courtroom 5C
411 West Fourth Street
20 Santa Ana, CA 92701

21 Proposed Hearing and Response Dates

22 **Hearing Date: June 20, 2024**
Trustee's Response Due: May 30, 2024
23 Reply by Claimant Due: June 6, 2024
Time: 11:00 a.m.
24 Ctrm: Courtroom 5C
411 West Fourth Street
Santa Ana, CA 92701

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26 TO THE HONORABLE SCOTT C. CLARKSON, UNITED STATES BANKRUPTCY JUDGE,
27 THE OFFICE OF THE UNITED STATES TRUSTEE, AND ALL INTERESTED PARTIES:
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1 This Stipulation (“Stipulation”) is entered into by and between Richard A. Marshack, in his
2 capacity as Chapter 11 Trustee (“Trustee”) of the Bankruptcy Estate (“Estate”) of The Litigation
3 Practice Group P.C. (“Debtor”), and ADP, Inc. (“ADP” and together with Trustee, “Parties”) with
4 regard to the following:

5 **RECITALS**

6 A. On March 20, 2023, the Debtor filed a voluntary petition under Chapter 11 of Title 11
7 of the United States Code, initiating Bankruptcy Case No. 8:23-bk-10571-SC in the United States
8 Bankruptcy Court for the Central District of California, Santa Ana Division.

9 B. On May 8, 2023, Richard A. Marshack was appointed as the Chapter 11 Trustee of
10 the Estate. Docket No. 65.

11 C. On October 16, 2023, the Court ordered the Administrative Claims Bar Date to be
12 November 21, 2023. Docket No. 577.

13 D. On November 11, 2023, ADP filed a Motion for Allowance and Payment of
14 Administrative Expense Claim (“Motion”). Docket No. 665.

15 E. On January 5, 2024, Trustee filed a Motion to Continue Hearing on the motions for
16 allowance of administrative expense claims. Docket No. 816.

17 F. On January 8, 2024, the Court entered an Order granting the Trustee’s Motion to
18 Continue Hearing, continuing the initial hearings on all matters to February 29, 2024, and treating
19 those hearings as status conferences. Docket No. 818.

20 G. On February 15, 2024, Trustee filed an Omnibus Unilateral Report Regarding Status
21 of Motions for Allowance of Administrative Expense Claim Under 11 U.S.C. Section 503(b).
22 Docket No. 940.

23 H. On March 6, 2024, the Court entered a Scheduling Order, setting March 21, 2024, as
24 the deadline for Trustee to respond to any of the motions for allowance of administrative expense
25 claims for claimants, including ADP. Docket No. 986.

26 I. On March 20, 2024, the Parties executed a Stipulation to Modify the Briefing
27 Schedule and Continue Hearing on Motion for Allowance of Administrative Expense Claim filed by
28 ADP, Inc. (“Stipulation”). Docket No. 1044.

1 J. The Stipulation was entered into because the Parties agreed that the Trustee's review
2 of a certain employee list was critical to substantiating ADP's administrative claim. The Parties
3 agreed that the confidential employee data would be produced pursuant to a protective order. The
4 modification of the briefing schedule permitted the foregoing review and verification to occur.

5 K. On March 21, 2024, the Court entered an order approving the Stipulation. The
6 hearing on the Motion is currently scheduled for May 23, 2024, at 11:00 a.m. Docket No. 1052.

7 L. Trustee has been diligently investigating ADP's administrative claim.

8 M. The Parties have entered into settlement negotiations. As a result, the Parties have
9 agreed to extend the briefing schedule.

10 N. Because the current Motion hearing, as scheduled, would not permit the foregoing
11 settlement negotiations to conclude in time, the Parties have reached agreement to modify the
12 briefing schedule and to continue the hearing.

13 Wherefore, the Parties stipulate as follows:

14 1. The hearing on the Motion shall be continued from May 23, 2024, at 11:00 a.m., to
15 June 20, 2024, at 11:00 a.m.;

16 2. The deadline for the Trustee to file a response to the Motion shall be extended
17 through and including May 30, 2024;

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1 3. The deadline for ADP to file a reply to Trustee's response shall be extended through
2 and including June 6, 2024; and

3 4. This Stipulation may be executed in one or more counterparts, and facsimile or
4 electronic signatures may be used in filing this document with the Court.

5
6 DATED: May 1, 2024

MARSHACK HAYS WOOD LLP

7
8 By: *D. Edward Hays*
9 D. EDWARD HAYS
10 ALINA MAMLYUK
11 Attorneys for Chapter 11 Trustee
12 RICHARD A. MARSHACK

13 DATED: May 1, 2024

VENABLE LLP

14 By: *D. Edward Hays*¹
15 on behalf of Glenn D. Moses
16 GLENN D. MOSES
17 Attorneys for
18 ADP, INC.

19 4856-5911-7743, v. 1

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28 ¹ Authorized in writing on May 1, 2024 to sign on Mr. Moses' behalf.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is:
870 Roosevelt, Irvine, CA 92620.

A true and correct copy of the foregoing document entitled: **STIPULATION TO MODIFY BRIEFING SCHEDULE AND TO CONTINUE HEARING ON MOTION FOR ALLOWANCE OF ADMINISTRATIVE EXPENSE CLAIM FILED BY ADP, INC. [DK. NO. 665]** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF): Pursuant to controlling General Orders and LBR, the foregoing document will be served by the court via NEF and hyperlink to the document. On **May 2, 2024**, I checked the CM/ECF docket for this bankruptcy case or adversary proceeding and determined that the following persons are on the Electronic Mail Notice List to receive NEF transmission at the email addresses stated below:

☒ Service information continued on attached page

2. SERVED BY UNITED STATES MAIL: On , I served the following persons and/or entities at the last known addresses in this bankruptcy case or adversary proceeding by placing a true and correct copy thereof in a sealed envelope in the United States mail, first class, postage prepaid, and addressed as follows. Listing the judge here constitutes a declaration that mailing to the judge will be completed no later than 24 hours after the document is filed.

DEBTOR – MAIL REDIRECTED TO TRUSTEE

THE LITIGATION PRACTICE GROUP P.C.
17542 17TH ST, SUITE 100
TUSTIN, CA 92780-1984

☐ Service information continued on attached page

3. SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL: Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on **May 2, 2024**, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge will be completed no later than 24 hours after the document is filed.

VIA PERSONAL DELIVERY:

PRESIDING JUDGE'S COPY

HONORABLE SCOTT C. CLARKSON
UNITED STATES BANKRUPTCY COURT
411 WEST FOURTH STREET, SUITE 5130 / COURTROOM 5C
SANTA ANA, CA 92701-4593

☐ Service information continued on attached page

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

May 2, 2024
Date

Layla Buchanan
Printed Name

/s/ Layla Buchanan
Signature

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